

Message

---

**From:** Wolf, Joel [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=88818C211B5446E1AD11D6C0DCF2A476-WOLF, JOEL]  
**Sent:** 3/3/2022 6:27:48 PM  
**To:** Masten, Bethany [Masten.Bethany@epa.gov]  
**CC:** Kramek, Niva [kramek.niva@epa.gov]  
**Subject:** FW: TCE  
**Attachments:** SCHF et al re TCE RISK EVALUATION -- FETAL MALFORMATIONS --22822.pdf

FYI

---

Joel Wolf  
Chief, RMB 1  
OCSPP/OPPT/ECRMD  
US Environmental Protection Agency  
202.564.0432, wolf.joel@epa.gov

---

**From:** Mottley, Tanya <Mottley.Tanya@epa.gov>  
**Sent:** Thursday, March 03, 2022 12:47 PM  
**To:** Wolf, Joel <Wolf.Joel@epa.gov>; Kramek, Niva <kramek.niva@epa.gov>; Canavan, Sheila <Canavan.Sheila@epa.gov>; Symmes, Brian <Symmes.Brian@epa.gov>  
**Cc:** Groeneveld, Thomas <Groeneveld.Thomas@epa.gov>  
**Subject:** FW: TCE

FYI – just keeping you in the loop.

Tanya

---

**From:** Hartman, Mark <Hartman.Mark@epa.gov>  
**Sent:** Thursday, March 3, 2022 12:13 PM  
**To:** Mottley, Tanya <Mottley.Tanya@epa.gov>; Morris, Jeff <Morris.Jeff@epa.gov>  
**Cc:** Blair, Susanna <Blair.Susanna@epa.gov>  
**Subject:** FW: TCE

## Ex. 5 Deliberative Process (DP)

Taken together (OLEM/ORD/OGC/NGO letter) the stage is hopefully set for the “final” act.

---

**From:** Freedhoff, Michal <Freedhoff.Michal@epa.gov>  
**Sent:** Thursday, March 3, 2022 10:37 AM  
**To:** Hartman, Mark <Hartman.Mark@epa.gov>; Schmit, Ryan <schmit.ryan@epa.gov>; Smith, Peterj <Smith.Peterj@epa.gov>  
**Subject:** FW: TCE

fyi

Michal Ilana Freedhoff, Ph.D.

Assistant Administrator  
Office of Chemical Safety and Pollution Prevention  
U.S. Environmental Protection Agency  
[Freedhoff.michal@epa.gov](mailto:Freedhoff.michal@epa.gov)

---

**From:** Prieto, Jeffrey <[Prieto.Jeffrey@epa.gov](mailto:Prieto.Jeffrey@epa.gov)>

**Sent:** Wednesday, March 2, 2022 11:54 AM

**To:** Frey, Christopher <[Frey.Christopher@epa.gov](mailto:Frey.Christopher@epa.gov)>; Freedhoff, Michal <[Freedhoff.Michal@epa.gov](mailto:Freedhoff.Michal@epa.gov)>; Waterhouse, Carlton <[Waterhouse.Carlton@epa.gov](mailto:Waterhouse.Carlton@epa.gov)>

**Cc:** Breen, Barry <[Breen.Barry@epa.gov](mailto:Breen.Barry@epa.gov)>; McCabe, Janet <[McCabe.Janet@epa.gov](mailto:McCabe.Janet@epa.gov)>; Starfield, Lawrence <[Starfield.Lawrence@epa.gov](mailto:Starfield.Lawrence@epa.gov)>; Cassidy, Alison <[Cassidy.Alison@epa.gov](mailto:Cassidy.Alison@epa.gov)>; Gwinn, Maureen <[gwinn.maureen@epa.gov](mailto:gwinn.maureen@epa.gov)>; Prieto, Jeffrey <[Prieto.Jeffrey@epa.gov](mailto:Prieto.Jeffrey@epa.gov)>

**Subject:** RE: TCE

Hello Michal,

There is some value in keeping our comments within a single string based on overlapping themes so I will add to Chris's comments. The following legal risk evaluation assesses the current proposal, but it is similar to the previous evaluation because the proposals are in essence basically the same.

**Ex. 5 Attorney Client (AC)**

# Ex. 5 Attorney Client (AC)

# Ex. 5 Attorney Client (AC)

As always, happy to chat.

Best,

Jeff

Jeffrey M. Prieto  
General Counsel  
U.S. Environmental Protection Agency  
Office of General Counsel  
1200 Pennsylvania Avenue, NW  
Washington, DC 20460  
T: 202-564-8040  
E: [Prieto.jeffrey@epa.gov](mailto:Prieto.jeffrey@epa.gov)

*CONFIDENTIALITY NOTICE: This message may contain deliberative, attorney-client, or otherwise privileged material. Do not release this message under FOIA without appropriate review. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, please contact the sender and delete all copies.*

---

**From:** Frey, Christopher <[Frey.Christopher@epa.gov](mailto:Frey.Christopher@epa.gov)>

**Sent:** Saturday, February 26, 2022 1:41 PM

**To:** Freedhoff, Michal <[Freedhoff.Michal@epa.gov](mailto:Freedhoff.Michal@epa.gov)>; Waterhouse, Carlton <[Waterhouse.Carlton@epa.gov](mailto:Waterhouse.Carlton@epa.gov)>  
**Cc:** Breen, Barry <[Breen.Barry@epa.gov](mailto:Breen.Barry@epa.gov)>; McCabe, Janet <[McCabe.Janet@epa.gov](mailto:McCabe.Janet@epa.gov)>; Starfield, Lawrence <[Starfield.Lawrence@epa.gov](mailto:Starfield.Lawrence@epa.gov)>; Cassady, Alison <[Cassady.Alison@epa.gov](mailto:Cassady.Alison@epa.gov)>; Gwinn, Maureen <[gwinn.maureen@epa.gov](mailto:gwinn.maureen@epa.gov)>; Prieto, Jeffrey <[Prieto.Jeffrey@epa.gov](mailto:Prieto.Jeffrey@epa.gov)>  
**Subject:** RE: TCE

Good Afternoon Michal:

## Ex. 5 Deliberative Process (DP)

## Ex. 5 Deliberative Process (DP)

# Ex. 5 Deliberative Process (DP)

With best regards,

Chris

---

**From:** Freedhoff, Michal <[Freedhoff.Michal@epa.gov](mailto:Freedhoff.Michal@epa.gov)>

**Sent:** Saturday, February 26, 2022 8:22 AM

**To:** Waterhouse, Carlton <[Waterhouse.Carlton@epa.gov](mailto:Waterhouse.Carlton@epa.gov)>

**Cc:** Breen, Barry <[Breen.Barry@epa.gov](mailto:Breen.Barry@epa.gov)>; McCabe, Janet <[McCabe.Janet@epa.gov](mailto:McCabe.Janet@epa.gov)>; Starfield, Lawrence <[Starfield.Lawrence@epa.gov](mailto:Starfield.Lawrence@epa.gov)>; Frey, Christopher <[Frey.Christopher@epa.gov](mailto:Frey.Christopher@epa.gov)>; Cassady, Alison <[Cassady.Alison@epa.gov](mailto:Cassady.Alison@epa.gov)>; Gwinn, Maureen <[gwinn.maureen@epa.gov](mailto:gwinn.maureen@epa.gov)>; Prieto, Jeffrey <[Prieto.Jeffrey@epa.gov](mailto:Prieto.Jeffrey@epa.gov)>; Freedhoff, Michal <[Freedhoff.Michal@epa.gov](mailto:Freedhoff.Michal@epa.gov)>

**Subject:** RE: TCE

Carlton – thanks for passing along your staff's comments, and adding Jeff, Alison and Maureen to this chain.

When we met on 2/18, we resolved to have OCSPP send a memo to ORD requesting scientific views on the TCE endpoint matter, and have ORD send a memo back that was similar in content to the responses to the Requests for Correction that have already been submitted/completed for the TCE IRIS assessment.

(b) (5)

I talked to Janet last night, and am attaching the path forward that OCSPP is going to propose to the Administrator. Carlton, you'll see in this that your staff's points 1,2 and 4 are included in this proposal, and point 3 is addressed as well (just at a different point in time than proposed).

Thank you all for your continued engagement and time on this complicated issue.

Michal

Michal Ilana Freedhoff, Ph.D.  
Assistant Administrator  
Office of Chemical Safety and Pollution Prevention  
U.S. Environmental Protection Agency  
[Freedhoff.michal@epa.gov](mailto:Freedhoff.michal@epa.gov)

---

**From:** Waterhouse, Carlton <[Waterhouse.Carlton@epa.gov](mailto:Waterhouse.Carlton@epa.gov)>

**Sent:** Tuesday, February 22, 2022 12:07 PM

**To:** Freedhoff, Michal <[Freedhoff.Michal@epa.gov](mailto:Freedhoff.Michal@epa.gov)>

**Cc:** Breen, Barry <[Breen.Barry@epa.gov](mailto:Breen.Barry@epa.gov)>; McCabe, Janet <[McCabe.Janet@epa.gov](mailto:McCabe.Janet@epa.gov)>; Starfield, Lawrence <[Starfield.Lawrence@epa.gov](mailto:Starfield.Lawrence@epa.gov)>; Frey, Christopher <[Frey.Christopher@epa.gov](mailto:Frey.Christopher@epa.gov)>

**Subject:** TCE

Hi Michal,

Here are written comments from my staff that I sought to share in the meeting last week. I understand that one or more of them may conflict with scheduling needs, but I wanted to provide them for your consideration of a path forward.

## Ex. 5 Deliberative Process (DP)

Carlton Waterhouse, J.D., Ph.D.  
Deputy Assistant Administrator  
Office of Land and Emergency Management  
United States Environmental Protection Agency  
[Waterhouse.carlton@epa.gov](mailto:Waterhouse.carlton@epa.gov)